

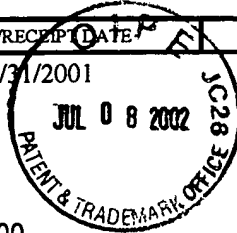


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/035,863	12/31/2001	Bruce Robie	Implex-13

28581  
DUANE MORRIS LLP  
100 COLLEGE ROAD WEST, SUITE 100  
PRINCETON, NJ 08540-6604



CONFIRMATION NO. 4928

## FORMALITIES LETTER



\*OC000000008043573\*

COPY OF PAPERS  
ORIGINALLY FILED

Date Mailed: 05/07/2002

## NOTICE TO FILE CORRECTED APPLICATION PAPERS


*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

20030707 10035863

**TRANSMITTAL OF FORMAL DRAWINGS**

(In Response to Notice of Informal Drawings)

Docket No.

Implex-13

In Re Application Of: **Bruce Robie et al.**COPY OF PAPERS  
ORIGINALLY FILED

JUL 08 2002

Serial No.

10/035,863

Filing Date

December 31, 2001

Batch No.

Examiner

TBA

Art Unit

3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

Address to:

Assistant Commissioner for Patents  
Washington, D.C. 20231In response to the NOTICE OF INFORMAL DRAWINGS mailed on May 7, 2002 attached please find:  
(date)

(a) 9 sheets of formal drawing(s) for this application.

☒ Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c).

(b) A copy of the NOTICE OF INFORMAL DRAWINGS.

Signature

Arthur L. Plevy, Esq.  
Registration No. 24,277Duane Morris LLP  
100 College Road West, Suite 100  
Princeton, New Jersey 08540  
Tel: (609) 919-4402  
Fax: (609) 919-4401Dated: July 2, 2002

I certify that this document and attached drawings are being deposited July 2, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Cheryl L. Powell

Typed or Printed Name of Person Mailing Correspondence

#5 03C0 H

**Response T Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
Implex-13

In Re Application Of: **Bruce R. Bie et al.**

JUL 08 2002

COPY OF PAPERS  
ORIGINALLY FILED

Serial No.  
10/035,863

Filing Date  
December 31, 2001

Examiner  
TBA

Group Art Unit  
3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**Box Missing Parts**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
May 7, 2002  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
  - ☐ is/are attached.
  - ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.

☒ Other (list):

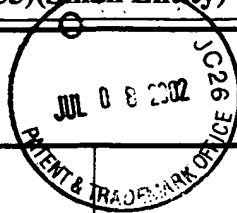
**Formal Drawing Transmittal, Formal Drawings, Acknowledgment Post card.**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
Implex-13

In Re Application Of: **Bruce R. Irie et al.**

COPY OF PAPERS  
ORIGINALLY FILED



Serial No.  
10/035,863

Filing Date  
December 31, 2001

Examiner  
TBA

Group Art Unit  
3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☐ Completion of application fees as calculated below:

☐ Utility application filing fee

☐ Design application filing fee

☐ Total number of independent claims = \_\_\_\_\_

☐ Total number of claims = \_\_\_\_\_

☐ Multiple dependent claims

☐ Surcharge for late payment of filing fee and/or late filing of original declaration or oath

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☐ Fee for processing an application filed with a non-English language specification

☐ Fee for processing and retention of application

Total completion of application fees \_\_\_\_\_

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: \_\_\_\_\_ until: \_\_\_\_\_  
Date Date

Total time extension fees \_\_\_\_\_

Total fees due \_\_\_\_\_

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
Implex-13

In Re Application Of: **Bruce R. Bie et al.**

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JUL 08 2002  
PATENT & TRADEMARK OFFICE

Serial No.  
10/035,863

Filing Date  
December 31, 2001

Examiner  
TBA

Group Art Unit  
3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of \_\_\_\_\_ is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-2061  
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-2061  
A duplicate copy of this sheet is enclosed.

*Signature*

Dated: July 2, 2002

Arthur L. Plevy, Esq.  
Registration No. 24,277

Duane Morris LLP  
100 College Road West, Suite 100  
Princeton, New Jersey 08540  
Tel: (609) 919-4402  
Fax: (609) 919-4401

I certify that this document and fee is being deposited on July 2, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Cheryl L. Powell*  
Signature of Person Mailing Correspondence

Cheryl L. Powell

Typed or Printed Name of Person Mailing Correspondence

CC: